

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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WILLIAM SOTO,

Plaintiff,

V.

ARIA RESORT & CASINO, LLC, et al.,

Defendants.

Case No. 2:16-cv-00064-JAD-PAL

ORDER

(Mot Ext Time – ECF No. 98)

12 Before the court is Plaintiff William Soto's Motion for Extension of Time to Obtain
13 Counsel (ECF No. 98). This is Plaintiff's second request to obtain counsel. Plaintiff states that he
14 has contacted numerous attorneys, and is speaking to a couple of attorneys "in the next few days,"
15 but has not formally obtained counsel. Plaintiff does not specify how much more time he needs
16 to retain counsel.

On October 31, 2016, an Order (ECF No. 82) was entered allowing Soto's counsel to withdraw, and gave Soto until November 21, 2016 to retain counsel. The court set a status check for November 22, 2016. At the status check, Soto appeared pro se and requested an additional 60 days to locate replacement counsel. Although defense counsel objected to the extension, the court granted Plaintiff an additional 60 days, or until January 23, 2017, to obtain counsel. The court stated that "Plaintiff has until 1/23/2017 to locate replacement counsel, or he will be deemed as proceeding in pro se for all further proceedings." Minutes of Proceedings (ECF No. 84).

24 The Plaintiff has had 90 days in which to find replacement counsel and now requests
25 another extension. As the Plaintiff states that he is meeting with a couple of attorneys in the next
26 few days, the court will reluctantly grant Soto a one-week extension from the date of this order to
27 find substitute counsel who shall make an appearance in this case in accordance with the Local
28 Rules of Practice. No further extensions will be allowed. If counsel has not made an appearance

1 by the deadline, Soto will proceed in this matter pro se, that is representing himself from this point
2 forward. Soto will also be given a deadline to file his responses to pending motions for summary
3 judgment filed December 22, 2016.

4 For the reasons stated,

5 **IT IS ORDERED** that:

- 6 1. William Soto's Motion for Extension of Time to Obtain Counsel (ECF No. 98) is
7 **GRANTED**. Soto shall have until **February 8, 2017** to retain substitute counsel who
8 shall make an appearance in this case in accordance with the Local Rules of Practice.
- 9 2. If counsel has not made an appearance by the deadline, Soto will be representing
10 himself effective **February 8, 2017** in all further proceedings.
- 11 3. No further extension will be granted.
- 12 4. The Clerk of Court issued the standard order regarding the requirements of *Klingele v*
13 *Eikenberry and Rand v Rowland* that outline how a pro se (self-represented) must
14 respond to pending motions for summary judgment (ECF No 90).
- 15 5. Soto, shall have until **March 3, 2017** to file his responses to Defendants' pending
16 motions for summary judgment (ECF Nos 88 and 89) through counsel if he has been
17 able to retain counsel or on his own if he has not. **Failure to timely file responses to**
18 **the pending motions may result in dismissal of this case, and/or judgment entered**
19 **in favor of the defendants.**

20 DATED this 1st day of February, 2017.

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23 PEGGY A. TEEN
24 UNITED STATES MAGISTRATE JUDGE
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